

DANN DORFMAN HERRELL AND SKILLMAN

HENRY H. SKILLMAN
JOHN C. DORFMAN
ROGER W. HERRELL
PATRICK J. HAGAN
DONALD R. PIPER, JR.
VINCENT T. PACE
JOHN B. BERRYHILL, Ph.D.
STEPHEN H. ELAND
KATHLEEN D. RIGAUT, Ph.D.
CLEMENT A. BERARD, JR.[†]
CHRISTOPHER A. ROTHE
TODD L. MAYOVER[‡]
MARIA M. KOURTAKIS

OF COUNSEL
JOHN S. CHILD, JR.

PATENT AGENT
NIELS HAUN, Ph.D.

TECHNICAL ADVISORS
SARAH J. FASHENA, Ph.D.
JENNIFER E. HUNT

A PROFESSIONAL CORPORATION

SUITE 720

1601 MARKET STREET

PHILADELPHIA, PA 19103-2307

TELEPHONE (215) 563-4100

FACSIMILE (215) 563-4044

July 18, 2002

COUNSELORS AT LAW
ESTABLISHED 1973

PATENT, TRADEMARK
AND COPYRIGHT LAW
AND RELATED CAUSES

PROSECUTION
LICENSING
LITIGATION
DISPUTE RESOLUTION

C. MARSHALL DANN (1977-2002)

[†]NJ & NY BARS ONLY
[‡]NJ BAR ONLY

UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application for National Phase
Filing in the United States of
Applicant: Jörg Peter Schür

Serial No.: 10/070,042

Examiner:

Filing Date: February 27, 2002

Group Art Unit:

Based upon PCT/EP00/08381

Filed: February 27, 2002

Priority Date: August 27, 1999

For: "IMPREGNATION METHOD"

Certificate of Mailing By Express Mail Under 37 CFR § 1.10

Number of Express Mail Label:
Date of Deposit with Postal Service:

EL 479922438US
July 18, 2002

I hereby certify that the document entitled *Applicant's Response To Notification of Missing Requirements Under 35 U.S.C. 371 in the United States Designated/Elected Office (DO/EO/US)*, the executed Declaration of Jörg Peter Schür, a check in the amount of \$65.00 for the surcharge, and a copy of the *Notification of Missing Requirements* are deposited with United States Postal Service EXPRESS MAIL, POST OFFICE TO ADDRESSEE SERVICE under 37 CFR § 1.10 on the date indicated above in an envelope addressed to "Commissioner for Patents, BOX PCT, United States Patent and Trademark Office, Washington, D.C. 20231."

Georgia M. Peters
Georgia M. Peters

Authorization To Charge Deposit Account

In the event the check is improper, or a fee calculation is in error, the Commissioner is authorized to charge any underpayment or credit any overpayment to the account of the undersigned attorneys, Account No. 04-1406. A duplicate copy of this sheet is enclosed for fee-processing, if necessary.

DANN DORFMAN HERRELL AND SKILLMAN
A Professional Corporation

John S. Child, Jr.
John S. Child, Jr.
PTO Registration No. 28, 833

PATENT
ATTORNEY DOCKET NO. VON KREIS.022

UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application for National Phase Filing in the United States of	:	
Applicant: Jörg Peter Schür	:	
Serial No.: 10/070,042	:	Examiner:
Filing Date: February 27, 2002	:	Group Art Unit:
Based on International Application No. PCT/EP00/08381	:	
Filed: February 27, 2002	:	
Priority Date: August 27, 1999	:	
For: "IMPREGNATION METHOD"	:	

**APPLICANT'S RESPONSE
TO NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371
IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)**

Commissioner for Patents, Box PCT
United States Patent and Trademark Office
Washington, D.C. 20231

Dear Sir:

I. Introduction

Applicant files this Response to the "Notification of Missing Requirements Under 35 U.S.C. 371 In the United States Designated/Elected Office (DO/EO/US)" dated June 7, 2002. The Notification has a deadline for response of two (2) months, *i.e.*, until August 7, 2002. Accordingly, the filing of this Response on July 18, 2002, with a Certificate of Mailing by Express Mail Under 37 CFR § 1.10 is timely.

07/23/2002 LLANDGRA 00000033 10070042

01 FC:254

65.00 0P

II. THE MISSING REQUIREMENTS

A. The Oath or Declaration of the Inventor

Applicant submits herewith a "Declaration, Power of Attorney and Power To Inspect," executed by the Inventor, Jörg Peter Schür on May 16, 2002. Attached to the Declaration is a copy of the Specification as filed with the United States Patent and Trademark Office on February 27, 2002. The Declaration is in compliance with 37 CFR 1.497(a) and (b), identifying the Application by the International application number and international filing date as follows:

PCT International Application No. PCT/EP00/08381
August 28, 2000.

B. \$65 Surcharge for providing declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e))

A check in the amount of \$65.00 (for a Small Entity) is enclosed for the Surcharge for providing the declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e)).


As required, Applicant returns herewith a copy of the Notification of Missing Requirements.

III. Conclusion

In response to the Notification of Missing Requirements, Applicant has submitted the executed Declaration of the Inventor to which is attached a copy of the Application as filed on February 27, 2002, a check in the amount of \$65.00 (Small Entity rate) for the fee for providing the Declaration later than the appropriate 30 months from the priority date (37 CFR 1.492(e), and a copy of the Notification of Missing Requirements. Applicant's Response is timely. Accordingly, with this Response, Applicant believes that the requirements for acceptance of Application No. 10/070,042 under 35 U.S.C. 371 have been completed.

Respectfully submitted,

DANN DORFMAN HERRELL AND SKILLMAN
A Professional Corporation
Attorneys for Applicant


John S. Child, Jr.

PTO Registration No. 28, 833
Suite 720
1601 Market Street
Philadelphia, PA 19103-2307
Telephone: 215-563-4100
Facsimile: 215-563-4044

SEND ALL CORRESPONDENCE TO:

Customer Number 000110
DANN DORFMAN HERRELL AND SKILLMAN
Suite 720
1601 Market Street
Philadelphia, PA 19103-2307



UNITED STATES PATENT AND TRADEMARK OFFICE

Commissioner for Patents, Box PCT
 United States Patent and Trademark Office
 Washington, D.C. 20231
 www.uspto.gov

U.S. APPLICATION NUMBER NO.	FIRST NAMED APPLICANT	ATTY. DOCKET NO.
10/070,042	Jorg Peter Schur	von Kreisler.022

INTERNATIONAL APPLICATION NO.

PCT/EP00/08381

LA. FILING DATE	PRIORITY DATE
08/28/2000	08/27/1999

000110
 DANN DORFMAN HERRELL & SKILLMAN
 SUITE 720
 1601 MARKET STREET
 PHILADELPHIA, PA 19103-2307

CONFIRMATION NO. 9726

371 FORMALITIES LETTER



OC000000008142493

Date Mailed: 06/07/2002

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as an Elected Office (37 CFR 1.495):

- U.S. Basic National Fees
- Indication of Small Entity Status
- Priority Document
- Copy of IPE Report
- Copy of references cited in ISR
- Copy of the International Application
- Copy of the International Search Report
- Preliminary Amendments

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than the appropriate 30 months months from the priority date (37 CFR 1.492(e)) is required.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTH FROM THE DATE OF THIS NOTICE OR BY 22 or 32 MONTHS (where 37 CFR 1.495 applies) FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

DARRELL C COTTMAN

Telephone: (703) 305-3693

PART 1 - ATTORNEY/APPLICANT COPY

U.S. APPLICATION NUMBER NO.	INTERNATIONAL APPLICATION NO.	ATTY. DOCKET NO.
10/070,042	PCT/EP00/08381	von Kreisler.022

FORM PCT/DO/EO/905 (371 Formalities Notice)